

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

KELLY MILLIGAN,  
ON BEHALF OF HIMSELF AND  
ALL OTHERS SIMILARLY SITUATED,

Plaintiff,

vs.

MERRILL LYNCH, PIERCE, FENNER &  
SMITH INC., BANK OF AMERICA CORP.,  
and JOHN/JANE DOE 1, THE SENIOR VICE  
PRESIDENT–HUMAN RESOURCES  
GLOBAL BANKING AND GLOBAL  
WEALTH AND INVESTMENT  
MANAGEMENT ADMINISTRATION AT  
BANK OF AMERICA CORP.,

Defendants.

Civil Action No. 3:24-cv-00440

CLASS ACTION

**PLAINTIFF’S NOTICE OF APPEAL**

Notice is hereby given that Plaintiff Kelly Milligan, on behalf of himself and all others similarly situated, appeals to the United States Court of Appeals for the Fourth Circuit from the Judgment entered by the District Court on March 11, 2025 (Civil Action No. 3:24-cv-00440-KDB-DCK, ECF 83) in the above-captioned action.

Dated: April 9, 2025

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I, John D. Hurst, an attorney, certify that on April 9, 2025, I caused a copy of the foregoing document to be filed through the Court's CM/ECF Electronic Filing System, which will transmit notice of such filing to all counsel of record.

/s/ John D. Hurst

John D. Hurst